

Lowey	Pascarell	Skelton
Lucas (KY)	Pastor	Slaughter
Lucas (OK)	Payne	Smith (MI)
Lynch	Pearce	Smith (NJ)
Majette	Pelosi	Smith (TX)
Maloney	Peterson (MN)	Smith (WA)
Manzullo	Peterson (PA)	Snyder
Markey	Petri	Solis
Marshall	Pickering	Souder
Matheson	Pitts	Spratt
Matsui	Pombo	Stark
McCarthy (MO)	Pomeroy	Stenholm
McCarthy (NY)	Porter	Strickland
McCollum	Portman	Stupak
McCotter	Price (NC)	Sullivan
McCrery	Pryce (OH)	Sweeney
McDermott	Putnam	Tancredo
McGovern	Radanovich	Tanner
McHugh	Rahall	Tauscher
McInnis	Ramstad	Taylor (MS)
McIntyre	Rangel	Taylor (NC)
McKeon	Regula	Terry
McNulty	Rehberg	Thomas
Meehan	Renzi	Thompson (CA)
Meeks (NY)	Reyes	Thompson (MS)
Menendez	Reynolds	Thornberry
Mica	Rodriguez	Tiahrt
Michaud	Rogers (AL)	Tiberi
Millender-	Rogers (KY)	Tierney
McDonald	Rogers (MI)	Towns
Miller (MI)	Rohrabacher	Turner (OH)
Miller (NC)	Ros-Lehtinen	Turner (TX)
Miller, Gary	Ross	Udall (CO)
Miller, George	Rothman	Udall (NM)
Mollohan	Roybal-Allard	Upton
Moore	Ruppersberger	Van Hollen
Moran (KS)	Ryan (OH)	Velázquez
Moran (VA)	Ryan (WI)	Visclosky
Murphy	Ryun (KS)	Vitter
Murtha	Sabo	Walden (OR)
Musgrave	Sánchez, Linda	Walsh
Nadler	T.	Wamp
Napolitano	Sanchez, Loretta	Watson
Neal (MA)	Sanders	Watt
Nethercutt	Sandlin	Waxman
Neugebauer	Saxton	Weiner
Ney	Schakowsky	Weldon (FL)
Northup	Schiff	Weldon (PA)
Norwood	Schrock	Weller
Nunes	Scott (GA)	Wexler
Nussle	Scott (VA)	Whitfield
Oberstar	Serrano	Wilson (NM)
Obey	Shaw	Wilson (SC)
Olver	Shays	Wolf
Ortiz	Sherman	Woolsey
Osborne	Sherwood	Wu
Ose	Shinkus	Young (AK)
Owens	Shuster	
Pallone	Simmons	

NAYS—26

Blackburn	Hefley	Pence
Burton (IN)	Hostettler	Royce
Cannon	Johnson, Sam	Sensenbrenner
Coble	Jones (NC)	Sessions
Culberson	Kingston	Shadegg
Duncan	Miller (FL)	Simpson
Fattah	Myrick	Stearns
Flake	Otter	Toomey
Goode	Paul	

NOT VOTING—20

Berry	Hinchey	Rush
Blumenauer	Honda	Tauzin
Carson (IN)	LaHood	Waters
Collins	Meek (FL)	Wicker
Deutsch	Oxley	Wynn
Gephardt	Platts	Young (FL)
Hastings (FL)	Quinn	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 1228

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. WICKER. Mr. Speaker, on rollcall No. 338 I was unavoidably detained. Had I been present, I would have voted "yea."

Mr. SAM JOHNSON of Texas. Mr. Speaker, on rollcall vote No. 338 I voted "nay." It was my intention to vote "yea." Therefore, I ask unanimous consent that this be noted in the CONGRESSIONAL RECORD.

PERSONAL EXPLANATION

Mr. OXLEY. Mr. Speaker, earlier today I attended the funeral of the Honorable John Stozich, former State representative and former mayor of my hometown of Findlay, Ohio.

As a result, I was absent from the House during rollcall votes on H. Res. 707, H. Res. 706, and H.R. 3980. Had I been present, I would have voted in favor of each.

REREFERRAL OF H.R. 4668 TO COMMITTEE ON RESOURCES

Mr. SENSENBRENNER. Mr. Speaker, I ask unanimous consent that the bill (H.R. 4668) to designate the third floor of the Ellis Island Immigration Museum as the "Bob Hope Memorial Library" be rereferred to the Committee on Resources.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

GENERAL LEAVE

Mr. WOLF. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on the further consideration of H.R. 4574, and that I may include tabular material on the same.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Virginia?

There was no objection.

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS ACT, 2005

The SPEAKER pro tempore. Pursuant to House Resolution 701 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 4754.

□ 1228

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 4754) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2005, and for other purposes, with Mr. HASTINGS of Washington in the chair.

The Clerk read the title of the bill.

The CHAIRMAN. When the Committee of the Whole rose on Wednesday, July 7, 2004, the amendment by the gentleman from Virginia (Mr. WOLF) had been disposed of, and the bill was open for amendment from page 57, line 18, through page 108, line 22.

AMENDMENT NO. 2 OFFERED BY MR. SANDERS

Mr. SANDERS. Mr. Chairman, I offer an amendment.

The CHAIRMAN. The Clerk will designate the amendment.

The text of the amendment is as follows:

Amendment No. 2 offered by Mr. SANDERS: At the end of the bill (before the short title), insert the following new title:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to make an application under section 501 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861) for an order requiring the production of library circulation records, library patron lists, library Internet records, book sales records, or book customer lists.

The CHAIRMAN. Points of order are reserved.

Pursuant to the order of the House of yesterday, the gentleman from Vermont (Mr. SANDERS) and a Member opposed each will control 20 minutes.

The Chair recognizes the gentleman from Vermont (Mr. SANDERS).

Mr. SANDERS. Mr. Chairman, I yield myself 5½ minutes.

Mr. Chairman, I have a bipartisan amendment at the desk which is co-sponsored by the gentleman from Idaho (Mr. OTTER), the gentleman from Michigan (Mr. CONYERS), the gentleman from Texas (Mr. PAUL) and the gentleman from New York (Mr. NADLER).

This amendment, which addresses section 215 of the USA Patriot Act, is supported by citizens across the ideological spectrum, from conservative to progressive. This amendment is a narrower version of H.R. 1157, the Freedom to Read Protection Act, a bill I introduced last year and which now has 145 bipartisan cosponsors.

To date, 181 national and regional library, publishing, civil liberty and privacy groups have endorsed this legislation, including the American Library Association, the American Book Sellers Association and the NIA. In fact, book sellers are way on their way to securing 1 million signatures on a petition drive on this issue.

Mr. Chairman, as the Members of this House are well aware, in October 2001, Congress hastily passed the USA Patriot Act. This Patriot Act significantly broadened the government's investigational powers. Unfortunately, given the speed with which the Congress passed the Patriot Act, it should come as little surprise that this new law has created consequences that many Members did not intend.

Every Member of this body was appalled by the terrorist attack of 9/11, and I know that we all are going to work together to do everything we can